IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

MONDAY, THE 19TH FEBRUARY 2007 / 30TH MAGHA 1928

Crl.Rev.Pet.No. 76 of 2007()

CRA.79/2005 of ADDL.SESSIONS COURT (ADHOC), KOTTAYAM
CC.897/2003 of JUDL. MAGISTRATE OF FIRST CLASS-II(MOBILE), KOTTAYAM

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REVN. PETITIONER: APPELLANT/ACCUSED

N.V.PHILIPOSE,
NELLUVELI HOUSE (KANDATHIL),
VEZHAPRA P.O., ALAPPUZHA DISTRICT.

BY ADV. SRI.C.K.SAJEEV

RESPONDENTS: RESPONDENTS/COMPLAINANT & STATE

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1. BINOY A.V.,
   ATTUCHIRAYIL HOUSE, VELIYANADU P.O.,
   ALAPPUZHA.

2. STATE OF KERALA, REPRESENTED BY
   THE PUBLIC PROSECUTOR,
   HIGH COURT OF KERALA, ERNAKULAM.

BY ADV. SRI. C.M. KAMMAPPU, PUBLIC PROSECUTOR

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 19/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J

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CRL. R.P. NO. 76 OF 2007

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Dated this the 19th day of February 2007

O R D E R

The revision petitioner stands convicted for the offence under section 138 of the Negotiable Instruments Act and sentenced to undergo simple imprisonment for three months and to pay a compensation of Rs. 60,000/- and in default to undergo simple imprisonment for one month more.

2. The counsel for the revision petitioner has sought for modification of the sentence and for time to remit the amount. In the circumstances, sentence is modified to imprisonment till rising of the court and to pay the amount of compensation as ordered by the courts below, with the default clause. The revision petitioner is granted four months time from today onwards to remit the amount. He shall appear before the Judicial First Class Magistrate II (Mobile), Kottayam on 22.06.2007 to receive sentence.

The Crl. R.P. is disposed of accordingly.

K.R. UDAYABHANU, JUDGE.

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